

These are the minutes of the Regular Session of the City of Adams, WI held on December 3, 2012 in the City Municipal Building.

Meeting was called to order by Mayor Baumgartner. On roll call were Alderpersons Jensen, Kierstyn, Manthey, Marti, Scott, Suhr, Administrator Ellisor, Chief Hanson and Street Superintendent Mead.

The Pledge of Allegiance was recited.

**Motion by Jensen, second by Kierstyn to approve the minutes of the November 19, 2012 meeting as printed. Roll call vote, all voted aye.**

Petitions and Communications: Mayor Baumgartner addressed the City Holiday Party. It was brought up to recognize the hard work the employees were part of this year. They made extra effort and took on added responsibilities and felt it's a way to say thank you and it is appreciated. Council Member Marti has addressed this to her in emails his feelings on the holiday party being paid out of City funds. She asked that he explain to the Council his comments as to she being brought up in ethics violations and your demands to do as you say or her reelection is at stake. Marti stated that he does not think it is right that any City funds, they are taxpayer funds that came about by the sale of compost which taxpayers dollars were used to fund that. We are talking approximately \$884.00 for a Christmas party for employees and Council members and he does not think it is right that we use any City funds for such party and thinks it is unethical. Mayor Baumgartner questioned if she would be brought up on ethics violation. Marti stated he is checking on it. Mayor Baumgartner stated that you alluded to the fact that if we did do this someone would be bringing a suit and asked for an explanation. He stated that he has heard law suits threatened over it. Mayor Baumgartner stated that you have information coming to you that nobody else gets. Marti stated that is privileged information. Marti stated that he doesn't know where as Mayor you have the authority to spend this money for a Christmas party. Mayor Baumgartner asked if anyone else has any comments. She then stated that she has done some checking on this and has gone to the leagues attorney and there is nothing wrong, unethical, illegal, otherwise to have this party in the spirit we are giving it to recognize the employees and council members that did a lot of work this summer. It is a nominal way to say Thanks. In light of that before she talked to him and the email this weekend and the conversation how mad would I be, I am really mad and being quite honest. This is not something I would do in public but it needs to be said knowing that, its enough. From now on, address the emails to the whole council. They are upsetting, they are unnecessary there are better ways to do things then threaten and demand that you be heard. Marti asked that out of common courtesy we have a vote from council. Mayor Baumgartner stated that she has already taken care of that with what happened this weekend she did her own checking around and have gotten private sponsorship. She knows this will come up again this will come up many times that you have these issues with how we treat the employees of the City and believes they do a lot of hard work and we've done our best over the years to get down to a crew that is manageable. We don't have people standing around while someone else is working and I think they deserve that recognition and feels strongly about that. So if this can be the end of it? Marti stated yes as long as the City is not paying for it. Mayor Baumgartner stated they may in the future so I guess be prepared.

Report of Standing Committees:

**Planning and Zoning Commission:** (11/20 & 11/29/12)

**11/20/12: PUBLIC HEARING:**

The public hearing was called to order by Mayor Baumgartner. Draft language for the City right-of-way maintenance agreement with Wisconsin River Co-Op (WRC) was presented. The maintenance agreement permits the WRC to limit vehicle access to the Railroad Street right-of-way from South Linden Street to the easterly terminal of the Railroad Street right-of-way.

No public was in attendance.

Motions were made to Adjourn into Open Session.

Motions were made to approve the minutes of the August 16, 2011 meeting.

There were no Petitions and Communications.

Discussion/Recommendation Relating to City Property Lease Agreement (Land Use) – US Cellular: Discussion was held regarding lease of City property in the West Business Park for installation of cellular communications tower. The property in question is immediately west and adjacent to the current radio station and antenna. Question arose regarding a sub-lease clause. There was general concurrence that the clause needs to be clarified to specify subleasing specific to the cell tower itself.

Recommendations were made to Approve US Cellular Lease Agreement.

Discussion/Recommendation Relating to City Right-of-way Maintenance Agreement – Wisconsin River Co-op: Recommendations were made to approve the Right-of-Way Agreement with WRC.

### **11/29/12: PUBLIC HEARING:**

The public hearing was called to order by Mayor Baumgartner.

Administrator Ellisor explained that the Public Hearing was scheduled to consider re-zoning of 32 acres of City owned property located immediately north-east of the City's existing South Business Park. The re-zoning, as published, called for a change from the current R-1 Residential to Industrial Park I-P classification. The South Business Park is zoned as Industrial Park. Administrator Ellisor stated that upon reviewing the permitted uses of the "Industrial Park" zoning, it may not be the best suited classification for the subject property. The 32 acre parcel is adjacent to rail line and therefore development potential would be more expansive under "Industrial District" zoning. Ellisor recommended reconsidering the Industrial Park zoning change due to some of the restrictive covenants contained therein.

No public was in attendance.

Motions were made to Adjourn into Open Session.

Motions were made to approve the minutes of the November 20, 2012 meeting.

There were no Petitions and Communications.

Agenda Item: Recommendation Relating to Change in Zoning from Single Family District (R1) to Industrial Park District (IP) for Property Located in SE ½ NW ½ of Section 17, Township 17N, Range 6, East laying South of the Railroad Right-of-Way, Except the North 100 feet thereof, Parcel 201-0097-0000.

No action was taken.

### **Finance Committee:**

Motions were made to approve the minutes of the November 14, 2012 meeting as printed.

Discussion/Recommendation – Computer System Upgrade Proposal: Clerks Office and Police Dept.-Comprehensive proposal from INFITECH of Wisconsin Rapids to upgrade and enhance the City's computer operating systems was reviewed by the Committee. The upgrade, as presented, would correct existing deficiencies and vastly improve and expand the function of the Clerk's Office computer system. The re-build would also address essential security protections statutorily required for municipal records management. The upgrade would support the Police Department conversion to the Spillman data system. Automatic outsource data backup service is also incorporated into the upgrade proposal.

Total upgrade proposal cost is \$18,320. Administrator Ellisor advised that the Capital Equipment Fund Budgets would need to be amended to support the system upgrade. The amendments could be made concurrent with Council approval of the 2013 Budget Recommendations were made to approve the INFITECH computer system upgrade proposal for an amount up to \$19,000.

Report of City Officers:

**Mayor Baumgartner:** Reported the Main Street Revitalization meeting is Monday, December 17<sup>th</sup> at the Adams Community Theater on the “Main Street Roll Out Plan” and everyone is invited. She stated that there are pictures here at City Hall and the DOT has agreed with us to remove the 4-lane and the on-street parking will stay. The last two weeks have been busy with meetings and working on the budget finalization. She reminded everyone that by City Ordinance, garbage should not be set out at the curb any earlier than twenty four (24) prior to pickup. Owners will get a letter the first time and any violation thereafter they will receive a loitering citation.

**Administrator Ellisor:** Stated as he mentioned earlier TIF #3 will be in an incredibly strong position in 2014 to do a lot of great things such as the reenergizing plan for Main Street. He gives a lot of credit to all those involved and shared their enthusiasm. The committee will probably be dissolved after the presentation on the 17<sup>th</sup> and some other form of structure put in place. A few things that came out of the Planning Commission will come before Council at the next meeting.

**Chief Hanson:** Reported Winter parking is in effect, officers will be enforcing the parking regulations and the fine for violation is \$25.00 to \$35.00 per offense and the person could have their registration suspended if the fine is not paid.

Next week the department is very busy on training. New records system with the county and drug identification course.

Officer Klaus is officially on maternity leave, he called today and advised that they were on the way to the hospital.

New and Unfinished Business:

**Motion by Marti, second by Scott to adopt Resolution 2012-10R Adopting the 2013 Budget (See Appendix B of Minutes Book) Roll call vote, all voted aye.**

**Motion by Marti, second by Jensen to change the next Council meeting to Tuesday, December 18<sup>th</sup>. Roll call vote, all voted aye.**

**Motion by Manthey, second by Suhr to Approve the Service Agreement with INFITECH for Upgrade and Conversion of Municipal Computer Network System, not to exceed \$19,000. Roll call vote, all voted aye.**

**Motion by Jensen, second by Suhr to Approve Payment of Bills. Roll call vote, all voted aye.**

**Motion by Scott, second by Jensen to Adjourn. Roll call vote, all voted aye.**

Respectfully Submitted,

Janet L. Winters, CMC, WCMC, CMTW  
Clerk/Treasurer